

ACUPUNCTURE BOARD

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DATE	January 28, 2014
TO	All Board Members
FROM	Kristine Brothers Enforcement Coordinator
SUBJECT	Request Pursuant to B&P § 4967 (b): Marlena Louisa Isidro, AC 9072

The following is a request from Marlena Louisa Isidro, a previously licensed acupuncturist whose license lapsed and permanently cancelled. Business and Professions Code (B&P) section 4967 provides conditions that one must comply with when seeking a new acupuncture license from the Board. B&P section 4967 states, a person who fails to renew his or her license within three years after its expiration may not renew it, and it may not be restored, reissued, or reinstated thereafter, but that person may apply for and obtain a new license if he or she meets three requirements.

Ms. Isidro has submitted a request to the Board to be issued a new license without having to take the exam. Ms. Isidro was issued license AC 9072 on April 1, 2003. Said license was cancelled on August 20, 2012 for failure to renew within three years from the date of expiration (July 31, 2008). Records show a renewal fee of \$325 was received by the Board on July 31, 2008. However, Ms. Isidro failed to submit any continuing education required for the Board to complete the renewal process. Ms. Isidro provided the following statement on part two of her renewal form, "Still need to complete required units. Will submit information A.S.A.P." However, no evidence of continuing education was ever submitted to the Board. Ms. Isidro's license could not be renewed due to insufficient CE. Therefore, Ms. Isidro's license sat delinquent until it was cancelled.

Below are the conditions required by B&P 4967 and a status of Ms. Isidro's compliance with each one.

- (a) B&P section 4967 (a) requires that an applicant be clear of any acts or crimes constituting grounds for denial of licensure under Division 1.5 (commencing with Section 475). Ms. Isidro was asked to do a current live scan. One was completed but the Board has not received clearance yet.
- (b) B&P section 4967(b) requires that an individual with a cancelled license take and pass the examination that is required for initial licensure. This is the requirement that Ms. Isidro is requesting be waived based upon the evidence she is presenting that she is qualified to practice as an acupuncturist.
- (c) B&P section 4967(c) requires that an individual with a cancelled license pay all of the fees that would be required if an initial application for licensure was being made, as well as the examination fee. Ms. Isidro has paid her examination fee. The initial license application fee will be collected if her request is granted.

Ms. Isidro is also submitting continuing education units (CEU's) for your consideration. Ms. Isidro has completed 41 hours of Board approved continuing education. 25 of those CEU's were completed online. It has been explained that Ms. Isidro is scheduled to take an additional 3 live CEU's on February 7, 2014. Copies of the CEU certificates are provided for your review.

Enclosures: 1.) Request to Board; 2.) CEU Certificates